

**SERIAL NO. 10/821,248**

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

<b>Applicant:</b>	<b>LOVETT et al.</b>	<b>Examiner:</b>	<b>Bockelman, M.</b>
<b>Serial No.:</b>	<b>10/821,248</b>	<b>Group Art Unit:</b>	<b>3766</b>
<b>Filed:</b>	<b>April 8, 2004</b>	<b>Docket No.:</b>	<b>GUID.618PA</b>
<b>Confirmation No.:</b>	<b>8387</b>	<b>Customer No.:</b>	<b>51294</b>
<b>Title:</b>	<b>RECONFIGURABLE SUBCUTANEOUS CARDIAC DEVICE</b>		

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this paper is being electronically transmitted by EFS-WEB to the United States Patent and Trademark Office on February 9, 2009.

By: Rennae Johnson/  
Rennae Johnson

**AMENDMENT & RESPONSE UNDER 37 C.F.R. §1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed October 7, 2008, setting a three (3) month shortened statutory period for response, the Applicant submits the present amendment and response under 37 C.F.R. §1.111.

Claims 1 and 3-40 remain pending in the application. Claims 1, 5, 26, 28, 29, 32, and 38-39 have been amended. No claims have been added or canceled. The Applicant respectfully requests reconsideration and allowance of all pending claims.

**AMENDMENTS TO THE CLAIMS** are reflected in the listing of claims which begins on page 2 of this paper.

**REMARKS/ARGUMENTS** begin on page 10 of this paper.